

SOLICITATION NUMBER	AGENCY/DEPT
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Local Agency Military Base Recovery Area (LAMBRA) Act preferences are available only if the lowest responsible bid and the resulting contract exceeds \$100,000. Your firm must be California based. You must certify, under penalty of perjury to perform either **50%** of the labor hours required to complete a contract for GOODS, or 100% of the labor hours required to complete a contract for SERVICES in the enterprise zones you identify in Section I. The LAMBRA provides bid selection preferences of 5% for eligible worksites (Section I), and a 1% to 4% for hiring eligible workforce employees (Section II). To identify LAMBRA worksites contact the city or county Planning / Economic Development offices, or the California Technology, Trade and Commerce Department at (916) 324-8211.

Section I. 5% WORKSITE(S) PREFERENCE ELIGIBILITY AND LABOR HOURS

- (1) Identify each and every firm to perform 5% or more of the total labor hours required to complete this contract.
- (2) List complete addresses for each firm named below.
- (3) Report projected number of labor hours required to perform the contract for each firm named below.
- (4) Enter the name of the designated LAMBRA Site.
- (5) Identify the California designated LAMBRA worksite(s). You must enter the appropriate criteria letter in the Criteria column;

A. This firm is located in a California designated LAMBRA AREA(s).

B. The bidder will establish a worksite(s) in a California designated LAMBRA AREA(s).

C. The bidder will purchase the contract goods from a manufacturer(s) located in a California designated LAMBRA AREA(s).

(1) Firm Name and Contract Function: (Manufacturing, Transportation, Shipping, Warehousing, Administration, etc.) <i>Use additional pages to fully report worksite information</i>	(2) WORKSITE ADDRESS Street Address, City, County, State, Zip Code, Phone Number	(3) Projected Labor Hours	(4) LAMBRA Site (complete for all within the designated area)	(5) Criteria (A, B, or C)
TOTAL PROJECTED LABOR HOURS:				

Section II. 1% TO 4% WORKFORCE PREFERENCE

☐ I request a 1% preference for hiring eligible persons to perform 5 to 9.99% of the total contract labor hours.

☐ I request a 2% preference for hiring eligible persons to perform 10 to 14.99% of the total contract labor hours.

☐ I request a 3% preference for hiring eligible persons to perform 15 to 19.99% of the total contract labor hours.

☐ I request a 4% preference for hiring eligible persons to perform 20% or more of the total contract labor hours.

Section III. CERTIFICATION FOR WORKSITE AND WORKFORCE PREFERENCES

I hereby certify under penalty of perjury that the bidder: (1) is a California based company as defined in the LAMBRA regulations; (2) shall ensure that at least 50% of the labor hours required to complete a Goods contract, or 100% of the labor hours to complete a Services contract shall be performed at the designated LAMBRA worksite claimed in Section I; (3) shall hire persons who are LAMBRA eligible employees to perform the specified percent of total contract labor hours as claimed in Section II; and (4) has provided accurate and complete information on this request. I understand that any person falsely certifying, willfully providing false information or omitting information, or furnishing false certification with the LAMBRA requirements is subject to sanctions as set forth in the statutes.

BIDDER'S NAME AND TITLE	BIDDER'S SIGNATURE	PHONE NUMBER	DATE
		FAX NUMBER	

LOCAL AGENCY MILITARY BASE RECOVERY AREA ACT FOR GOODS AND SERVICES SOLICITATIONS

LAMBRA References and Instructions

The Local Agency Military Base Recovery Area Act (LAMBRA) GC § 7118 et seq. promotes employment and economic development at designated military bases by offering 5% Worksite and 1% to 4% Workforce bidding preferences in specified State contracts. The LAMBRA preferences do not apply to contracts where the worksite is fixed by the contract terms. These preferences only apply to California based firms, and only when the lowest responsible bid and resulting contract exceed \$100,000. Bidders must certify, under penalty of perjury, to perform either 50% (for GOODS contracts) or 100% (for SERVICES contracts) of the labor hours required to complete this contract in the eligible LAMBRA area worksite(s) identified in Section I on the reverse side of this page. LAMBRA preferences are limited to 9%, or a maximum of \$50,000 per bid. In combination with any other preferences, the maximum limit is 15% of the lowest responsible bid, and in no case more than \$100,000 per bid.

Section I Worksite Preference

Bidders must identify at least one designated LAMBRA worksite by entering the qualifying "Criteria" letter A, B, or C in section 5 and the LAMBRA Name in section 4, in order to be eligible for the 5% preference. You must name each and every Company or site where 5% or more of the total contract labor hours will be worked. The terms Firm Name or Contract Function may include: Bidder, Shipper, Manufacturer/Processor, Transportation, Warehousing, and/or Administration. Preference requests may be denied for failure to identify an eligible California LAMBRA worksite, or for failure to identify all companies doing at least 5% of the contract labor hours. Enter one Criteria letter to identify each LAMBRA Worksite on the reverse page.

- A. The firm is located in a designated California LAMBRA site.
- B. The firm will establish a worksite within a designated California LAMBRA site.
- C. The bidder will purchase the contract goods from this manufacturer, located in a California designated LAMBRA site. **This option applies to solicitations for Goods only.**

Enter all the labor hours at each listed company and site. The hours shall be reasonable and only include labor hours necessary and required to complete the contract activities. Artificially increasing hours at a claimed LAMBRA worksite, or understating labor hours worked outside the eligible worksite may result in a denied preference request. Do not include machine time or non-labor time when projecting contract labor hours. Report all bidder work hours and those of any subcontractors performing this contract. All transportation hours are to be reported for each carrier separately and must not be combined or included with hours for manufacturing/processing, or administration, at any designated LAMBRA site. Failure to identify all the labor hours to be performed at the reportable site(s) may result in a denial of this preference request.

If supplying goods, the bidder must provide a *Manufacturer's Summary* form (included with this solicitation), specifying the projected labor hours necessary to make the product.

The bidder must define, by activity, its firm's projected contract labor hours by completing the *Bidder's Summary* form (included with the solicitation).

Section II Workforce Preference

Eligibility to request Workforce preference is based on the bidder first claiming and receiving approval of the 5% LAMBRA Worksite preference. The Workforce preferences are only awarded if the bidder hires and employs the LAMBRA qualified individuals. Workforce preferences will not be approved for another firm's employees. By claiming a workforce preference percentage the bidder must have its eligible employees perform the specified percentage of the total contract workforce hours. See Section I, "Total Projected Labor Hours," form STD 832. To claim the workforce preference, select the appropriate box for percent of requested bid preferences in Section II.

Section III Certification for Worksite and Workforce Preferences

Bidder must sign, under penalty of perjury, the certification contained in Section III to receive any of the preferences offered pursuant to this form. The penalties associated with the LAMBRA statute are: GC § 7118 (g) (1): A business that requests and is given the preference provided for in subdivision (a) or (b) by reason of having furnished a false certification, and that by reason of this certification has been awarded a contract to which it would not otherwise have been entitled, shall be subject to all of the following:

- a) Pay to the state any difference between the contract amount and what the State's cost would have been if the contract had been properly awarded.
- b) In addition to the amount specified in subparagraph (a), be assessed a penalty in an amount of not more than 10 percent of the amount of the contract involved.
- c) Be ineligible to transact any business with the state for a period of not less than three months and not more than 24 months.

Prior to the imposition of any sanction under this chapter, the contractor or vendor shall be entitled to a public hearing and to five days notice of the time and place thereof. The notice shall state the reasons for the hearing.

If you win an award based on these preferences you will be required to report monthly on your contract performance, labor hours, and LAMBRA compliance.

For questions concerning preferences and calculations, or if a bid solicitation does not include preference request forms, please call the awarding department's contract administrator. Only another California certified small business can use TACPA, EZA or LAMBRA preferences to displace a California certified small business bidder. To identify LAMBRA distressed worksites contact website <http://commerce.ca.gov/business> or the California Technology, Trade and Commerce Department at (916) 324-8211. Additional information is located at website: <http://pd.dgs.ca.gov/default.asp?mp=../osbcr/main/main.asp>.